

**IN THE MICHIGAN COURT OF APPEALS**

**ORDER**

Re: **People v Deray Jerome Smith**  
Docket No. **254523**  
L.C. No. **03-003196-02**

Michael J. Talbot, Judge, acting under MCR 7.211(E)(2), orders:

Being advised of correspondence from defendant-appellant indicating that there has been a breakdown of the attorney-client relationship and the trial court may have erroneously concluded that it lacks jurisdiction to appoint substitute counsel, the Court, on its own motion, directs the trial court to appoint counsel to substitute for Arthur J. Rubiner. The trial court retains authority to remove or replace appointed counsel throughout the pendency of the appeal. MCR 7.208(G). The trial court shall appoint substitute counsel within 14 days after the Clerk's certification of this order.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

April 28, 2005  
Date

Sandra Schultz Mengel  
Chief Clerk